S.B. CIVIL WRIT PETITION NO. 1298/1995.
(SHRI VIJAY SHANKAR BOHRA Vs. STATE OF RAJ. & Ors.)

DATE OF ORDER : 14.02.2007.

HON'BLE MR. GOVIND MATHUR, J.

Mr. Ranjeet Joshi, for the petitioner/s.
Mr. B.L. Tiwari, Dy. G.A., for the respondent/s.

The petitioner entered in the services of respondent being appointed as Class IV employee w.e.f. 16.11.1971. The allegation of the petitioner is that despite having requisite qualification promotion was not accorded to him as Lower Divisional Clerk in accordance with the Rajasthan Subordinate Offices Ministerial Staff Rules, 1957 (for short 'the Rules of 1957'). It is also alleged that the respondents have given promotion to the persons junior to him.

In reply to the writ petition, it is averred by the respondents that the petitioner is not possessing the requisite qualification that is of Secondary School Examination Certificate or equivalent thereto. The petitioner has claimed for promotion by treating himself eligible for promotion on the basis of the qualification "HINDI UTTAMA" obtained by him in the year 1963 from Bombay Vidhya Peeth. There is nothing on record to suggest that the qualification of "HINDI UTTAMA" from Bombay Vidhya Peeth was ever treated by the Government of Rajasthan as equivalent to Secondary School Examination Certificate. The

respondents have also denied that the qualification aforesaid was ever equivalent to the qualification of Secondary School Examination Certificate.

In view of it, the petitioner cannot be considered a person having requisite eligibility to be considered for promotion to the post of Lower Divisional Clerk in accordance with the provisions of the Rules of 1957.

Accordingly, this petition for writ having no merit, the same, therefore, is dismissed.

(GOVIND MATHUR)J.

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